

**BEFORE THE
MEDICAL BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Accusation)
Against:)
)
)

JANET L. SCHREIBER, M.D.)

File No. 09-2008-188991

Physician's and Surgeon's)

Certificate No. G 47346)
)

Respondent)
_____)

DECISION

The attached **Stipulated Settlement and Disciplinary Order** is hereby adopted as the Decision and Order of the Medical Board of California, Department of Consumer Affairs, State of California.

This Decision shall become effective at 5:00 p.m. on **July 1, 2011.**

IT IS SO ORDERED **June 3, 2011.**

MEDICAL BOARD OF CALIFORNIA

By: _____

Hedy Chang
Chair, Panel B

1 EDMUND G. BROWN JR.
Attorney General of California
2 THOMAS S. LAZAR
Supervising Deputy Attorney General
3 BETH FABER JACOBS
Deputy Attorney General
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Attorneys for Complainant

8
9 **BEFORE THE**
MEDICAL BOARD OF CALIFORNIA
10 **DEPARTMENT OF CONSUMER AFFAIRS**
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. 09-2008-188991

13 **JANET L. SCHREIBER, M.D.**
14 **3010 W. Orange Avenue,**
Suite 503
15 **Anaheim, CA 92804**
Physician's and Surgeon's Certificate
16 **No. G 47346**

OAH No. 2010050643

STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER

17 Respondent.

18 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-
19 entitled proceedings that the following matters are true:

20 **PARTIES**

21 1. Linda K. Whitney (Complainant) is the Executive Director of the Medical Board of
22 California. She is represented in this matter by Edmund G. Brown Jr., Attorney General of the
23 State of California, by Beth Faber Jacobs, Deputy Attorney General.

24 2. Respondent Janet L. Schreiber, M.D. (Respondent) is represented in this proceeding
25 by attorney Courtney E. Pilchman, Esq., of Pilchman & Kay, PLC, 2030 Main Street, Suite 1300,
26 Irvine, CA 92614.

27 3. On or about May 3, 1982, the Medical Board of California issued Physician's and
28 Surgeon's Certificate No. G 47346 to Respondent Janet L. Schreiber, M.D. The Physician's and

1 Surgeon's Certificate was in full force and effect at all times relevant to the charges brought in
2 Accusation No. 09-2008-188991 and will expire on September 30, 2011, unless renewed.

3 JURISDICTION

4 4. On or about December 30, 2009, Accusation No. 09-2008-188991 was filed before
5 the Medical Board of California (Board), Department of Consumer Affairs, and is currently
6 pending against Respondent. A true and correct copy of the Accusation and all other statutorily
7 required documents were properly served on Respondent on December 30, 2009. Respondent
8 timely filed a Notice of Defense contesting the Accusation. A true and correct copy of
9 Accusation No. 09-2008-188991 is attached as exhibit A and incorporated herein by reference.

10 ADVISEMENT AND WAIVERS

11 5. Respondent has carefully read, fully discussed with counsel, and understands the
12 charges and allegations in Accusation No. 09-2008-188991. Respondent has also carefully read,
13 fully discussed with counsel, and understands the effects of this Stipulated Settlement and
14 Disciplinary Order.

15 6. Respondent is fully aware of her legal rights in this matter, including the right to a
16 hearing on the charges and allegations in the Accusation; the right to confront and cross-examine
17 the witnesses against her; the right to present evidence and to testify on her own behalf; the right
18 to the issuance of subpoenas to compel the attendance of witnesses and the production of
19 documents; the right to reconsideration and court review of an adverse decision; and all other
20 rights accorded by the California Administrative Procedure Act and other applicable laws.

21 7. Respondent voluntarily, knowingly, and intelligently waives and gives up each and
22 every right set forth above.

23 CULPABILITY

24 8. With the exception of the First and Second Causes for Discipline, Respondent admits
25 the truth of each and every charge and allegation in Accusation No. 09-2008-188991.

26 9. Respondent agrees that her Physician's and Surgeon's Certificate, No. G 47346, is
27 subject to discipline and to be bound by the Board's imposition of discipline as set forth in the
28 Disciplinary Order below.

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14. In consideration of the foregoing admissions and stipulations, the parties agree the Board may, without further notice to or opportunity to be heard by Respondent, issue and enter the following Disciplinary Order:

DISCIPLINARY ORDER

IT IS HEREBY ORDERED that Physician's and Surgeon's Certificate No. G 47346 issued to Respondent Janet L. Schreiber, M.D. is revoked. However, the revocation is stayed and Respondent is placed on probation for five (5) years from the effective date of this Decision on the following terms and conditions.

1. PRESCRIBING PRACTICES COURSE Within 60 calendar days of the effective date of this Decision, Respondent shall enroll in a course in prescribing practices, at Respondent's expense, approved in advance by the Board or its designee. Failure to successfully complete the course during the first 6 months of probation is a violation of probation.

A prescribing practices course taken after the acts that gave rise to the charges in the Accusation, but prior to the effective date of the Decision may, in the sole discretion of the Board or its designee, be accepted towards the fulfillment of this condition if the course would have been approved by the Board or its designee had the course been taken after the effective date of this Decision.

Respondent shall submit a certification of successful completion to the Board or its designee not later than 15 calendar days after successfully completing the course, or not later than 15 calendar days after the effective date of the Decision, whichever is later.

2. ETHICS COURSE Within 60 calendar days of the effective date of this Decision, Respondent shall enroll in a course in ethics, at Respondent's expense, approved in advance by the Board or its designee. Failure to successfully complete the course during the first eighteen (18) months of probation is a violation of probation.

An ethics course taken after the acts that gave rise to the charges in the Accusation, but prior to the effective date of the Decision may, in the sole discretion of the Board or its designee, be accepted towards the fulfillment of this condition if the course would have been approved by the Board or its designee had the course been taken after the effective date of this Decision.

Respondent shall submit a certification of successful completion to the Board or its designee not later than 15 calendar days after successfully completing the course, or not later than 15 calendar days after the effective date of the Decision, whichever is later.

3. PROFESSIONAL BOUNDARIES PROGRAM Within 60 calendar days from the effective date of this Decision, Respondent shall enroll in a professional boundaries program, at Respondent's expense, equivalent to the Professional Boundaries Program, Physician Assessment and Clinical Education Program at the University of California, San Diego School of Medicine ("Program"). Respondent, at the Program's discretion, shall undergo and complete the Program's assessment of Respondent's competency, mental health and/or neuropsychological performance, and at minimum, a 24 hour program of interactive education and training in the area of boundaries, which takes into account data obtained from the assessment and from the Decision, Accusation, and any other information that the Board or its designee deems relevant. The Program shall evaluate Respondent at the end of the training, and the Program shall provide any data from the assessment and training as well as the results of the evaluation to the Board or its designee.

Failure to complete the entire Program not later than six months after Respondent's initial enrollment shall constitute a violation of probation unless the Board or its designee agrees in writing to a later time for completion. Based on Respondent's performance in and evaluations from the assessment, education, and training, the Program shall advise the Board or its designee of its recommendation(s) for additional education, training, psychotherapy and other measures necessary to ensure that Respondent can practice medicine safely. Respondent shall comply with Program recommendations. At the completion of the Program, Respondent shall submit to a final evaluation. The Program shall provide the results of the evaluation to the Board or its designee.

The Program's determination whether or not Respondent successfully completed the Program shall be binding.

Failure to participate in and complete successfully all phases of the Program, as outlined above, is a violation of probation.

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1 If Respondent fails to successfully complete the Program within the designated time period,
2 Respondent shall cease the practice of medicine within 72 hours after being notified by the Board
3 or its designee that Respondent failed to successfully complete the Program.

4 4. NOTIFICATION Prior to engaging in the practice of medicine, Respondent shall
5 provide a true copy of the Decision and Accusations to the Chief of Staff or the Chief Executive
6 Officer at every hospital where privileges or membership are extended to Respondent, at any
7 other facility where Respondent engages in the practice of medicine, including all physician and
8 locum tenens registries or other similar agencies, and to the Chief Executive Officer at every
9 insurance carrier which extends malpractice insurance coverage to Respondent. Respondent
10 shall submit proof of compliance to the Board or its designee within 15 calendar days.

11 This condition shall apply to any change or changes in hospitals, other facilities or
12 insurance carrier.

13 5. SUPERVISION OF PHYSICIAN ASSISTANTS During probation, Respondent is
14 prohibited from supervising physician assistants.

15 6. OBEY ALL LAWS Respondent shall obey all federal, state and local laws, all rules
16 governing the practice of medicine in California, and remain in full compliance with any court
17 ordered criminal probation, payments and other orders.

18 7. QUARTERLY DECLARATIONS Respondent shall submit quarterly declarations
19 under penalty of perjury on forms provided by the Board, stating whether there has been
20 compliance with all the conditions of probation. Respondent shall submit quarterly declarations
21 not later than 10 calendar days after the end of the preceding quarter.

22 8. PROBATION UNIT COMPLIANCE Respondent shall comply with the Board's
23 probation unit. Respondent shall, at all times, keep the Board informed of Respondent's business
24 and residence addresses. Changes of such addresses shall be immediately communicated in
25 writing to the Board or its designee. Under no circumstances shall a post office box serve as an
26 address of record, except as allowed by Business and Professions Code section 2021(b).

27 Respondent shall not engage in the practice of medicine in Respondent's place of residence.
28 Respondent shall maintain a current and renewed California physician's and surgeon's license.

Respondent shall immediately inform the Board, or its designee, in writing, of travel to any areas outside the jurisdiction of California which lasts, or is contemplated to last, more than 30 calendar days.

9. INTERVIEW WITH THE BOARD, OR ITS DESIGNEE Respondent shall be available in person for interviews either at Respondent's place of business or at the probation unit office, with the Board or its designee, upon request at various intervals, and either with or without prior notice throughout the term of probation.

10. RESIDING OR PRACTICING OUT-OF-STATE In the event Respondent should leave the State of California to reside or to practice, Respondent shall notify the Board or its designee in writing 30 calendar days prior to the dates of departure and return. Non-practice is defined as any period of time exceeding 30 calendar days in which Respondent is not engaging in any activities defined in Sections 2051 and 2052 of the Business and Professions Code.

All time spent in an intensive training program outside the State of California which has been approved by the Board or its designee shall be considered as time spent in the practice of medicine within the State. A Board-ordered suspension of practice shall not be considered as a period of non-practice. Periods of temporary or permanent residence or practice outside California will not apply to the reduction of the probationary term. Periods of temporary or permanent residence or practice outside California will relieve Respondent of the responsibility to comply with the probationary terms and conditions with the exception of this condition and the following terms and conditions of probation: Obey All Laws; Probation Unit Compliance; and Cost Recovery.

Respondent's license shall be automatically cancelled if Respondent's periods of temporary or permanent residence or practice outside California total two years. However, Respondent's license shall not be cancelled as long as Respondent is residing and practicing medicine in another state of the United States and is on active probation with the medical licensing authority of that state, in which case the two year period shall begin on the date probation is completed or terminated in that state.

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1 11. FAILURE TO PRACTICE MEDICINE - CALIFORNIA RESIDENT

2 In the event Respondent resides in the State of California and for any reason Respondent
3 stops practicing medicine in California, Respondent shall notify the Board or its designee in
4 writing within 30 calendar days prior to the dates of non-practice and return to practice. Any
5 period of non-practice within California, as defined in this condition, will not apply to the
6 reduction of the probationary term and does not relieve Respondent of the responsibility to
7 comply with the terms and conditions of probation. Non-practice is defined as any period of time
8 exceeding 30 calendar days in which Respondent is not engaging in any activities defined in
9 sections 2051 and 2052 of the Business and Professions Code.

10 All time spent in an intensive training program which has been approved by the Board or its
11 designee shall be considered time spent in the practice of medicine. For purposes of this
12 condition, non-practice due to a Board-ordered suspension or in compliance with any other
13 condition of probation, shall not be considered a period of non-practice.

14 Respondent's license shall be automatically cancelled if Respondent resides in California
15 and for a total of two years, fails to engage in California in any of the activities described in
16 Business and Professions Code sections 2051 and 2052.

17 12. COMPLETION OF PROBATION Respondent shall comply with all financial
18 obligations (e.g., cost recovery, restitution, probation costs) not later than 120 calendar days prior
19 to the completion of probation. Upon successful completion of probation, Respondent's
20 certificate shall be fully restored.

21 13. VIOLATION OF PROBATION Failure to fully comply with any term or condition
22 of probation is a violation of probation. If Respondent violates probation in any respect, the
23 Board, after giving Respondent notice and the opportunity to be heard, may revoke probation and
24 carry out the disciplinary order that was stayed. If an Accusation, Petition to Revoke Probation,
25 or an Interim Suspension Order is filed against Respondent during probation, the Board shall have
26 continuing jurisdiction until the matter is final, and the period of probation shall be extended until
27 the matter is final.

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14. LICENSE SURRENDER Following the effective date of this Decision, if Respondent ceases practicing due to retirement, health reasons or is otherwise unable to satisfy the terms and conditions of probation, Respondent may request the voluntary surrender of Respondent's license. The Board reserves the right to evaluate Respondent's request and to exercise its discretion whether or not to grant the request, or to take any other action deemed appropriate and reasonable under the circumstances. Upon formal acceptance of the surrender, Respondent shall within 15 calendar days deliver Respondent's wallet and wall certificate to the Board or its designee and Respondent shall no longer practice medicine. Respondent will no longer be subject to the terms and conditions of probation and the surrender of Respondent's license shall be deemed disciplinary action. If Respondent re-applies for a medical license, the application shall be treated as a petition for reinstatement of a revoked certificate.


15. PROBATION MONITORING COSTS Respondent shall pay the costs associated with probation monitoring each and every year of probation, as designated by the Board, and which may be adjusted on an annual basis. Such costs shall be payable to the Medical Board of California and delivered to the Board or its designee no later than January 31 of each calendar year. Failure to pay costs within 30 calendar days of the due date is a violation of probation.

ACCEPTANCE

I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully discussed it with my attorney, Courtney E. Pilchman, Esq. I understand the stipulation and the effect it will have on my Physician's and Surgeon's Certificate No. G 47346. I enter into this Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Medical Board of California.

DATED:

11/4/10


JANET L. SCHREIBER, M.D.
Respondent

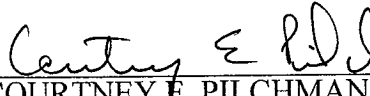
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1 I have read and fully discussed with Respondent Janet L. Schreiber, M.D. the terms and
2 conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order.
3 I approve its form and content.

4 DATED: 11.4.10


COURTNEY E. PILCHMAN
Attorney for Respondent


6
7 ENDORSEMENT

8 The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully
9 submitted for consideration by the Medical Board of California of the Department of Consumer
10 Affairs.

11 Dated: 11/24/10

Respectfully Submitted,

13 EDMUND G. BROWN JR.
Attorney General of California
14 THOMAS S. LAZAR
Supervising Deputy Attorney General

15 
16 BETH FABER JACOBS
17 Deputy Attorney General
Attorneys for Complainant

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20 Stipulation.rtf
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Exhibit A

Accusation No. 09-2008-188991

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Attorneys for Complainant

BEFORE THE
MEDICAL BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation Against:

Case No. 09-2008-188991

JANET LEE SCHREIBER, M.D.
3010 W. Orange Avenue, Suite 503
Anaheim, CA 92804

ACCUSATION

Physician's and Surgeon's Certificate
No. G 47346

Respondent.

Complainant alleges:

PARTIES

1. Barbara Johnston (Complainant) brings this Accusation solely in her official capacity as the Executive Director of the Medical Board of California.

2. On or about May 5, 1982, the Medical Board of California issued Physician's and Surgeon's Certificate Number G 47346 to Janet Lee Schreiber, M.D. (Respondent). The Physician's and Surgeon's Certificate was in full force and effect at all times relevant to the charges brought herein and will expire on September 11, 2011, unless renewed.

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JURISDICTION

3. This Accusation is brought before the Medical Board of California (Board) for the Department of Consumer Affairs, under the authority of the following laws. All section references are to the Business and Professions Code (Code) unless otherwise indicated.

4. Section 2220 of the Code states:

"Except as otherwise provided by law, the Division of Medical Quality may take action against all persons guilty of violating this chapter [Chapter 5, the Medical Practice Act]. The division shall enforce and administer this article as to physician and surgeon certificate holders, and the division shall have all the powers granted in this chapter for these purposes including, but not limited to:

"(a) Investigating complaints from the public, from other licensees, from health care facilities, or from a division of the board that a physician and surgeon may be guilty of unprofessional conduct. The board shall investigate the circumstances underlying any report received pursuant to Section 805 within 30 days to determine if an interim suspension order or temporary restraining order should be issued. The board shall otherwise provide timely disposition of the reports received pursuant to Section 805.

"(b) Investigating the circumstances of practice of any physician and surgeon where there have been any judgments, settlements, or arbitration awards requiring the physician and surgeon or his or her professional liability insurer to pay an amount in damages in excess of a cumulative total of thirty thousand dollars (\$30,000) with respect to any claim that injury or damage was proximately caused by the physician's and surgeon's error, negligence, or omission.

"(c) Investigating the nature and causes of injuries from cases which shall be reported of a high number of judgments, settlements, or arbitration awards against a physician and surgeon."

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1 5. Section 2227 of the Code provides that a licensee who is found guilty under the
2 Medical Practice Act may have his or her license revoked, suspended for a period not to exceed
3 one year, placed on probation and required to pay the costs of probation monitoring, or such other
4 action taken in relation to discipline as the Division deems proper.

5 6. Section 2234 of the Code states:

6 "The Division of Medical Quality¹ shall take action against any licensee who is
7 charged with unprofessional conduct. In addition to other provisions of this article,
8 unprofessional conduct includes, but is not limited to, the following:

9 "(a) Violating or attempting to violate, directly or indirectly, assisting in or abetting
10 the violation of, or conspiring to violate any provision of this chapter [Chapter 5, the
11 Medical Practice Act].

12 "(b) Gross negligence.

13 "(c) Repeated negligent acts. To be repeated, there must be two or more negligent
14 acts or omissions. An initial negligent act or omission followed by a separate and distinct
15 departure from the applicable standard of care shall constitute repeated negligent acts.

16 "(1) An initial negligent diagnosis followed by an act or omission medically
17 appropriate for that negligent diagnosis of the patient shall constitute a single negligent act.

18 "(2) When the standard of care requires a change in the diagnosis, act, or omission
19 that constitutes the negligent act described in paragraph (1), including, but not limited to, a
20 reevaluation of the diagnosis or a change in treatment, and the licensee's conduct departs
21 from the applicable standard of care, each departure constitutes a separate and distinct
22 breach of the standard of care.

23 "(d) Incompetence.

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25
26 ¹ California Business and Professions Code section 2002, as amended and effective
27 January 1, 2008, provides that, unless otherwise expressly provided, the term "board" as used in
28 the State Medical Practice Act (Cal. Bus. & Prof. Code section 2000 et. Seq.) means the "Medical
Board of California" and references to the "Division of Medical Quality" and the "Division of
Licensing" in the Act or any other provision of law shall be deemed to refer to the Board.

1 "(e) The commission of any act involving dishonesty or corruption which is
2 substantially related to the qualifications, functions, or duties of a physician and surgeon.

3 "(f) Any action or conduct which would have warranted the denial of a certificate.

4 "(g) . . ."

5 7. Unprofessional conduct under Business and Professions Code section 2234 is conduct
6 which breaches the rules or ethical code of the medical profession, or conduct which is
7 unbecoming to a member in good standing of the medical profession, and which demonstrates an
8 unfitness to practice medicine. (*Shea v. Board of Medical Examiners* (1978) 81 Cal.App.3d 564,
9 575.)

10 8. Section 726 of the Code states:

11 "The commission of any act of sexual abuse, misconduct, or relations with a patient,
12 client, or customer constitutes unprofessional conduct and grounds for disciplinary action
13 for any person licensed under this division, under any initiative act referred to in this
14 division and under Chapter 17 (commencing with section 9000) of Division 3.

15 "This section shall not apply to sexual contact between a physician and surgeon and
16 his or her spouse or person in an equivalent domestic relationship when that physician and
17 surgeon provides medical treatment, other than psychotherapeutic treatment, to his or her
18 spouse or person in an equivalent domestic relationship."

19 9. Section 729 of the Code states in part:

20 "(a) Any physician and surgeon, psychotherapist, alcohol and drug abuse
21 counselor or any person holding himself or herself out to be a physician and surgeon
22 psychotherapist, or alcohol and drug abuse counselor, who engages in an act of sexual
23 intercourse, sodomy, oral copulation, or sexual contact with a patient or client, or
24 with a former patient or client when the relationship was terminated primarily for the
25 purpose of engaging in those acts, unless the physician and surgeon, psychotherapist,
26 or alcohol and drug abuse counselor has referred the patient or client to an
27 independent and objective physician and surgeon, psychotherapist, or alcohol and
28 drug abuse counselor recommended by a third-party physician and surgeon,

1 psychotherapist, or alcohol and drug abuse counselor for treatment, is guilty of sexual
2 exploitation by a physician and surgeon, psychotherapist, or alcohol and drug abuse
3 counselor.

4 "..."

5 10. Section 2264 of the Code states:

6 "The employing directly or indirectly, the aiding, or the abetting of any unlicensed
7 person or any suspended, revoked, or unlicensed practitioner to engage in the practice
8 of medicine or any other mode of treating the sick or afflicted which required a
9 license to practice constitutes unprofessional conduct."

10 **FIRST CAUSE FOR DISCIPLINE**

11 (Sexual Abuse, Misconduct, or Relations)

12 11. Respondent is subject to disciplinary action under section 726 of the Code in that she
13 has committed acts of sexual abuse, misconduct, or relations with a patient, client, or customer, as
14 more particularly alleged hereinafter:

15 12. On or about sometime in 1994, respondent began treating patient S.J. Respondent
16 was patient S.J.'s primary care physician. Respondent treated patient S.J. for a number of physical
17 problems, including chronic sinusitis.

18 13. On or about sometime in April, 1998, respondent offered to take care of patient S.J.
19 Patient S.J. had recently undergone sinus surgery and was unable to work or take care of herself.
20 It was at this time that respondent and patient S.J. began a sexual relationship. During her
21 interview with the Board investigator, respondent stated that after beginning the sexual
22 relationship with patient S.J., she referred patient S.J. to Dr. H., so that he could take over as
23 patient S.J.'s primary care physician.

24 14. Patient S.J., who did not have any health insurance, became respondent's employee.
25 During this time, respondent purchased a new home and hired patient S.J. as a general contractor.
26 Patient S.J. worked on fixing the home.

27 15. On or about sometime in October 1999, respondent and patient S.J. began living
28 together in the home purchased by respondent. They continued their sexual relationship.

1 16. On or about sometime in January 2000, respondent and patient S.J. terminated their
2 sexual relationship. However, they continued to live in the home that respondent had purchased.
3 Patient S.J. continued to work for respondent. Patient S.J. continued to be treated by respondent.
4 Patient S.J. and respondent ended their professional and personal relationship sometime in 2007.

5 **SECOND CAUSE FOR DISCIPLINE**

6 (Sexual Exploitation of Patient by Physician)

7 17. Respondent is further subject to disciplinary action under section 729 of the Code in
8 that she committed sexual exploitation of patient S.J. as more particularly alleged hereinafter:
9 Paragraph 13, above, is hereby incorporated by reference as if fully set forth herein.

10 **THIRD CAUSE FOR DISCIPLINE**

11 (Repeated Negligent Acts)

12 18. Respondent is further subject to disciplinary action under sections 2227 and 2234, as
13 defined by section 2234, subdivision (c), of the Code in that she committed repeated negligent
14 acts in the care and treatment of patients S.C., K.K., D.S., and A.R., as more particularly alleged
15 hereinafter:

16 19. On or about sometime in November 2003, respondent hired E.T. as a certified
17 medical assistant in her office. Since that time, respondent has allowed E.T. to administer
18 injections to patients S.C., I.T., K.K., D.S., and A.R, both when respondent is in the medical
19 office and when she is off-site. E.T. would review the patient charts and determine which
20 medication was to be administered and in what quantity. The injections were for various
21 medications, including, methotrexate, and vitamin B-12, flu-vaccines, TB testing, and
22 testosterone

23 20. On or about May 13, 2008, during an interview with Senior Investigator Burton
24 Villaverde, E.T. stated that she administered the following injections:

- 25 a. Methotrexate to patient S.C. for arthritis;
26 b. Vitamin B-12 to patients I.T. and K.K. for chronic fatigue and anemia; and
27 c. Hormones to patients D.S. and A.R.
28

21. Respondent committed repeated negligent acts in her care and treatment of patients S.C., I.T., K.K., D.S., and A.R., which included, but was not limited to, the following:

(a) Respondent allowed an unsupervised medical assistant to administer injections to multiple patients.

FOURTH CAUSE FOR DISCIPLINE

(Aiding and Abetting Unlicensed Practice)

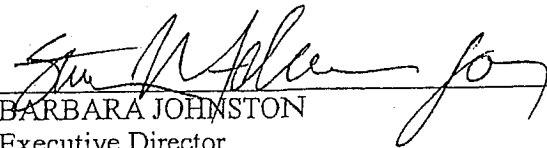
22. Respondent is further subject to disciplinary action under section 2264 of the Code in that she aided and abetted the unlicensed practice of medicine in the care and treatment of patients S.C., I.T., K.K., D.S., and A.R., as more particularly alleged hereinafter: Paragraphs 19. and 20, above, are hereby incorporated by reference as if fully set forth herein.

PRAYER

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Medical Board of California issue a decision:

1. Revoking or suspending Physician's and Surgeon's Certificate Number G47346, issued to respondent Janet Lee Schreiber, M.D.;
2. Revoking, suspending or denying approval of respondent Janet Lee Schreiber, M.D.'s authority to supervise physician assistants, pursuant to section 3527 of the Code;
3. Ordering respondent Janet Lee Schreiber, M.D. to pay the Medical Board of California, if placed on probation, the costs of probation monitoring; and
4. Taking such other and further action as deemed necessary and proper.

DATED: 12/30/09


BARBARA JOHNSTON
Executive Director
Medical Board of California
State of California
Complainant